

21861 U.S. PTO  
032304

# REQUEST FORM FOR APPLICATION UNDER 37 CFR 1.53(b)

POCKET NUMBER: 4468-012A  
Prior Application: 09/712,844  
Art Unit: 2634  
Examiner: JASON M. PERILLA

22387 U.S. PTO  
10/806257  
032304

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior U.S. Patent Application No.09/712,844, filed on November 15, 2000, entitled **RECEPTION DATA SYNCHRONIZING APPARATUS AND METHOD, AND RECORDING MEDIUM WITH RECORDED RECEPTION DATA SYNCHRONIZING PROGRAM**, by the following named inventor (s) **Kazuhiro SHIMAWAKI**

1. ☒ I hereby state that the enclosed copy of this prior application is a true copy of the above-identified prior application.
2. Oath or Declaration
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))
    - i. ☐ Deletion of inventor(s)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3. ☒ Incorporation By Reference (useable if Box 2b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☒ Preliminary Amendment is enclosed.
5. ☐ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☒ Cancel claims 1, 4-6, 9-11, 14-16, 19-20.

7a. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Total Claims	8	MINUS 20	0	x \$18 =	\$0.00
Independent Claims	4	MINUS 3	1	x \$86 =	86.00
Basic Application Fee					\$770.00
If multiple dependent claims are presented, add \$290.00					0.00
Total Application Fee					\$856.00
Subtract 1/2 if small entity					
TOTAL APPLICATION FEE DUE					\$856.00
<input checked="" type="checkbox"/> CREDIT CARD AUTH. FORM <input type="checkbox"/> CHECK <input type="checkbox"/> CHARGED TO DEPOSIT ACCOUNT NO. 07-1337					

- 7b. ☐ Applicant is entitled to small entity status under 37 CFR 1.9 and 37 CFR 1.27.
8. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 09/712,844 or credit any overpayment to Deposit Account No. 07-1337.
9. ☒ Amend the specification by inserting before the first line the sentence:  
This application is a Divisional Application Under Rule 53 (b) of Application Serial No. 09/712,844 filed on November 15, 2000 which in turn is a Continuation of Japanese Patent Application No. 323624/1999 filed on November 15, 1999, and priority is hereby claimed under 35 USC 119 based on these applications.
10. ☒ Priority of U. S. Application No. 09/712,844 filed on November 15, 2000 is claimed under 35 USC 119. The certified priority document(s) of Japanese Application No. 323624/1999 with priority date of 15/11/1999 were filed in Serial No. 09/712,844 on November 15, 2000 in the U.S. Patent and Trademark Office.
11. ☒ The prior application is assigned of record to **ADVANTEST CORPORATION**.
12. ☒ The power of attorney in the prior application is to:  
LOWE HAUPTMAN GILMAN & BERNER, LLP formerly  
  
LOWE HAUPTMAN GOPSTEIN GILMAN & BERNER, LLP
13. ☒ Also enclosed:  
  
8 pages of drawings.
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

LOWE HAUPTMAN GILMAN & BERNER, LLP  
1700 Diagonal Road, Suite 300  
Alexandria, Virginia 22314

Respectfully submitted,

LOWE HAUPTMAN GILMAN & BERNER, LLP



Kenneth M. Berner  
Registration No. 37,093

Date: March 23, 2004  
USPTO Customer No. 22429  
1700 Diagonal Road, Suite 310  
Alexandria, Virginia 22314  
(703) 684-1111 KMB/iy  
(703) 518-5499 Facsimile